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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

UNITED STATES OF AMERICA,

v.

MARSHAY MONDRELL MCKINZIE,

Defendant.

No. CR 13-00047 CW

UNITED STATES' MOTION FOR LATE
FILING OF SENTENCING
MEMORANDUM AND ~~PROPOSED~~
ORDER

The United States respectfully requests that the Court grant the government two extra days to file its Sentencing Memorandum in the above-captioned case.

The sentencing for Mr. McKinzie is currently scheduled for September 16, 2013 at 2:00 p.m. The final presentence report has not yet been issued by U.S. Probation and the governments recalls that there were a number of objections to the initial report that had to be addressed. Assuming the final report is issued shortly, the government would generally plan to file its sentencing memorandum no later than September 9, 2013, one week prior to sentencing.

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Government counsel will be out of the office and unavailable, however, from September 4 through September 10, 2013. Therefore, the government requests that it be granted a two-day extension to file its sentencing memorandum to allow counsel to return to the office and review the final presentence report before filing its memorandum. Government counsel has consulted with defense counsel for the defendant and counsel has no objection to the government's late filing.

DATED: September 3, 2013

Respectfully submitted,

MELINDA HAAG
United States Attorney

/s/ Brigid S. Martin
BRIGID S. MARTIN
Assistant United States Attorney

For good cause shown, the United States is hereby permitted to file its Sentencing Memorandum in the above-captioned case on September 11, 2013.

IT IS SO ORDERED.


Hon. CLAUDIA WILKEN
Chief United States District Judge

DATED: September 4, 2013

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~~PROPOSED~~ ORDER
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